

KENTUCKY BOARD OF DENTISTRY

LAW ENFORCEMENT COMMITTEE MEETING

April 11, 2007

CALL TO ORDER: The Law Enforcement Committee meeting was called to order at 9:00 a.m. A motion was made by Dr. Babcock to go into closed session pursuant to KRS 61.810(1) (c) and (j). Dr. Dew seconded the motion. Both were in favor. A motion was made by Dr. Babcock to come out of closed session. Dr. Dew seconded the motion. Both were in favor. A motion to adjourn was made by Dr. Dew. Dr. Babcock seconded the motion. The committee meeting adjourned at 5:30 p.m.

LAW ENFORCEMENT COMMITTEE MEETING

May 11, 2006

CALL TO ORDER: The Law Enforcement Committee meeting was called to order at 9:00 a.m. A motion was made by Dr. Dew to go into closed session pursuant to KRS 61.810(1) (c) and (j). Dr. Babcock seconded the motion. Both were in favor. A motion was made by Dr. Dew to come out of closed session. Dr. Babcock seconded the motion. Both were in favor. A motion to adjourn was made by Dr. Babcock. Dr. Dew seconded the motion. The committee meeting adjourned at 4:00 p.m.

BOARD MEETING

May 12, 2007

CALL TO ORDER: President David Narramore, D.M.D. called the meeting to order at 1:33 p.m.

Roll Call: Present Board members were David Narramore, D.M.D.; William Dew, D.M.D.; Jim Allen, D.M.D.; Chris Babcock, D.M.D., M.D.; Dianne Embry, R.D.H.; Hank Sleet, D.M.D., M.D.; and Julie Gaskill D.D.S. Staff present were Eric T. Clark, Executive Director; Lisa A. Turner, Executive Staff Advisor; and Mark Brengelman, Board Attorney.

Visitors

Brian Fingerson R.Ph. and William J. Moorhead, D.M.D.

Approval of Minutes

Dr. Gaskill motioned that the Minutes of the March 17, 2007 Board Meeting be accepted. Dr. Babcock seconded the motion. All were in favor.

COMMITTEE REPORTS

Well-Being Committee

Brian Fingerson presented the Well-Being Committee Report to the Board.

Credentials Committee

Dianne Embry motioned that a dental hygiene license be issued to Adrienne Foster, R.D.H. and Tonya Taylor, R.D.H. Dr. Dew seconded the motion. All were in favor.

Dianne Embry motioned that a dental hygiene license be issued to Jeanice Rosenblum, R.D.H. contingent upon receipt of proof of completion of an approved HIV/AIDS course and verification of licensure from Ohio. Dr. Babcock seconded the motion. All were in favor.

Dr. Gaskill motioned that a dental license be issued to Steven Jacks, D.D.S. and Michele Dorsch, D.D.S. Dr. Sleet seconded the motion. All were in favor.

David Strange, D.D.S. and Tu Tran, D.D.S. did not appear for the interview with the credentialing committee as originally scheduled.

Dr. Gaskill motioned that a dental license be issued to Mark Adams, D.M.D. Dr. Sleet seconded the motion. The motion failed to carry due to lack of a unanimous vote.

Dr. Babcock motioned to go into closed session pursuant to KRS 61.810(1) (c) and (j) to discuss the adjudication of an individual license – pending applications for a dental license by credentials. Dr. Gaskill seconded the motion. All were in favor.

Dr. Allen motioned to come out of closed session and Dr. Babcock seconded the motion. All were in favor.

No action was taken on applications for licensure from Robert Andrus, D.D.S. and Dr. Kenneth Knott, D.D.S. The Board requires more detailed information on the applicants' Kentucky practice plans to determine whether to grant licensure in Kentucky.

Law Enforcement Committee

Dr. Babcock motioned that the closed case report be accepted. Dianne Embry seconded the motion. All were in favor.

05-119 Dr. Allen motioned to accept the Settlement Agreement. Dr. Sleet seconded the motion. All were in favor.

06-33 Dr. Babcock motioned to file a Notice of Administrative Hearing and Order. Dr. Sleet seconded the motion. All were in favor.

07-01 Dr. Sleet motioned to accept the Settlement Agreement. Dianne Embry seconded the motion. All were in favor.

07-41A & B Dr. Babcock motioned to issue an Immediate Temporary Suspension. Dianne Embry seconded the motion. The motion carried unanimously.

07-42 Dr. Babcock motioned to file a Notice of Administrative Hearing and Order. Dianne Embry seconded the motion. All were in favor.

07-46 Dr. Babcock motioned to file a Notice of Administrative Hearing and Order and to have settlement agreement authority. Dr. Sleet seconded the motion. All were in favor.

07-52 Dr. Babcock motioned to enforce the Deferred Settlement Agreement and issue an Immediate Temporary Suspension. Dianne Embry seconded the motion. All were in favor.

Drs. Babcock and Dew recused and did not vote on any matter before the Law Enforcement Committee.

New Business

Dr. William J. Moorhead addressed the Board regarding increasing access to voting to fill Board members vacancies.

Dr. Narramore motioned for a recess. Dr. Babcock seconded the motion.

Dr. Babcock motioned to reconvene. Dianne Embry seconded the motion.

Dr. Babcock motioned to research hiring an additional attorney to assist with the litigation of cases before the Board. Dr. Sleet seconded the motion. All were in favor.

Director's Report

Dr. Babcock motioned to file a Notice of Administrative Hearing and Order to address the failed continuing education

audits of dental hygienists for the years 2005-2006. Dr. Sleet seconded the motion. All were in favor.

Mr. Clark reviewed the agency budget through the first month of the fourth quarter of fiscal year 2007 and the possibility of moving the Board office to another location.

Mr. Clark reported the Board Election results:

The most votes received for nominees in Zone Two in ascending order are: Gregory Vance, D.M.D., Charles Rolph D.M.D., and Gary R. Coleman, D.M.D.

The most votes received for nominees in Zone Six in ascending order are: Sid Brantley, D.M.D., William Paul Boggess, D.M.D., and James Patrick Ward, D.M.D.

Mr. Clark noted the Board Officers election is scheduled for July. The Board agreed to postpone the Board Officer election until the September Board Meeting.

Mr. Clark reminded the Board about the 2007 AADE Annual Session Meeting in San Francisco to be held September 26th and 27th.

Newsletter Committee

The Board recommended including the American Heart Association's new guidelines regarding antibiotics to prevent infective endocarditis in the Fall Newsletter in addition to adding a link on the website.

New Business

Dr. Babcock motioned to grant a charitable temporary dental license to Dr. Michael Rothan. Dr. Sleet seconded the motion. All were in favor.

A letter outlining recent developments from WREB was distributed to the Board members.

Dr. Sleet motioned to revise the dental hygiene General Supervision form. Dr. Babcock seconded the motion. All were in favor.

Upon review of the correspondence from Emily Holt, R.D.H., the Board determined that courses dental educators teach through their employment does not meet the standard established in 201 KAR 8:140 for continuing education credit.

Dr. Babcock motioned to interpret "medical records" in KRS 422.317 as applicable to dentists to include patient financial records in the Board Recommended Definition of Medical Records to be made available to the patient upon request as provided by KRS 422.317. Dr. Sleet seconded the motion. All were in favor.

Upon review of the correspondence from Marsha Shirley, R.D.H., the Board accepted the recommendation from the Hygiene Anesthesia Review Committee that in order to grant certification in local anesthesia and nitrous oxide, that Ms. Shirley complete the full certification course again.

The Board reviewed the correspondence from Dr. Dania Tamimi and determined that a Kentucky Dental License is not required in order to provide teleradiology services to dentists in Kentucky because those services are not offered directly to the public, but are only offered to other Kentucky dentists on a consultative basis only. The Kentucky dentist who uses teleradiology services will be responsible for any decision to act upon the results of another practitioner's interpretation or consultation.

Dr. Narramore proposed new standards for acceptance of regional exam scores in Kentucky. Dr. Allen motioned that the Board amend 201 KAR 8:277 to provide that dental license candidates must pass each part of the clinical exam in order to obtain a passing score on the examination. Dr. Sleet seconded the motion. All were in favor.

Dr. Narramore motioned that Kentucky accept the ADEX examination as administered by the Central Regional Dental

Testing Services (CRDTS) and Northeast Regional Examining Board (NERB), provided the candidate successfully completes the CSW Computer Simulated Periodontal/Removable Prosthesis Examination at a level of 75% or higher. Dr. Babcock seconded the motion. All were in favor.

Dianne Embry motioned a nomination of Dr. Dew for Citizen of the Year. Dr. Babcock seconded the motion. All were in favor.

There being no further business, Dr. Allen motioned to adjourn at 5:50 p.m. Dr. Babcock seconded the motion. All were in favor.

APPROVED:

David Narramore, D.M.D.
President

Bill Dew, D.M.D.
Vice President